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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/664,200	09/16/2003	Kehsing J. Chou	SVL920030068US1	3889
28342 7590 04/05/2007 SAMUEL A. KASSATLY LAW OFFICE 20690 VIEW OAKS WAY SAN JOSE, CA 95120			EXAMINER LY, CHEYNE D	
			ART UNIT 2168	PAPER NUMBER

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
3 MONTHS	04/05/2007	PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

<b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	10/664,200	CHOU ET AL.	
	<b>Examiner</b>	<b>Art Unit</b>	
	Cheyne D. Ly	2168	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 29 December 2006.
- 2a) ☒ This action is **FINAL**.                      2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-28,31 and 32 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-28,31 and 32 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)          | 4) <input type="checkbox"/> Interview Summary (PTO-413)           |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____                                      |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)          | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date _____  | 6) <input type="checkbox"/> Other: _____                          |

### **DETAILED ACTION**

1. Applicants' arguments filed December 29, 2006 have been fully considered but they are not deemed to be persuasive. Rejections and/or objections not reiterated from previous office actions are hereby withdrawn. The following rejections and/or objections are either reiterated or newly applied. They constitute the complete set presently being applied to the instant application.
2. The new Abstract has been entered.
3. The cancellation of claims 29 and 30, and additions of claims 31 and 32 have been entered.
4. Claims 1-28, 31, and 32 are examined on the merits.

### **RESPONSE TO ARGUMENTS**

5. -The 35 U.S.C. 101 nonstatutory rejection directed to claims 17-23 has been withdrawn as necessitated by claim amendments.
6. One pages 11-17, Applicant argues that Chang does not describe the limitation of "federated folder." Applicant's argument is moot due to the withdrawal of the 102 (b) rejection, as necessitate by claim amendments. Further, IBM has been cited to describe the limitation of "federated folder" as discussed below.

### ***Claim Rejections - 35 USC § 103***

7. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

8. This application currently names joint inventors. In considering patentability of the claims under 35 U.S.C. 103(a), the examiner presumes that the subject matter of the various claims was commonly owned at the time any inventions covered therein were made absent any evidence to the contrary. Applicant is advised of the obligation under 37 CFR 1.56 to point out the inventor and invention dates of each claim that was not commonly owned at the time a later invention was made in order for the examiner to consider the applicability of 35 U.S.C. 103(c) and potential 35 U.S.C. 102(e), (f) or (g) prior art under 35 U.S.C. 103(a).
9. Claims 1-28, 31, and 32 are rejected under 35 U.S.C. 103(a) as being unpatentable over Chang et al. (US 2002/0026443 A1) (Chang hereafter) in view of IBM Corporation (March 2003) (IBM hereafter).

#### **MOTIVATION TO COMBINE**

10. Chang describes an invention to provide multi-searching and updating capabilities across a combination of heterogeneous datastores such as DB2 (page 2, column 2, [0025]) and provide a flexible mechanism which can employ a combination of different types of search engines selectable by users (page 2, column 1, [0019] and [0020]). While, IBM describes the release of Content Manager Version 8.2 with enhancement that support the latest in database and client technology such as DB2 (page vii, last three paragraphs). One of ordinary skill in the art at the time of the invention would have been motivated by IBM to use Content Manager Version 8.2 to support DB2 of Chang.

## PRIOR ART

11. In regard to claim 1, Chang discloses a processor-implemented method of managing a persistent folder within a federated content management system that includes a plurality of local federated datastores, the method comprising:
- a. Creating the persistent (page 12, [0169], especially lines 5-7 of the cited paragraph) folder on a local federated datastore within the federated content management system (page 6, [0087]-[0090], and pages 7-8, [0099]-[0107]);
  - b. Mapping the persistent folder includes a virtual entity a plurality of entities in the local federated datastores (page 2, [0027] and page 12, [0169], especially, “maps each individual persistent data items to its underlying representation in the datastore”, and page 24, [0465], especially, “manages a virtual collection of DDOs 28”).
  - c. Updating (page 2, [0019]) the persistent federated folder by modifying a members list, and updating attributes of the persistent folder (page 6, [0088]-[0090]. It is noted that the cited methods of addMember and removeMember inherently modifies a members list.
  - d. Deleting the persistent folder (page 14, [0232]). It is noted that Chang discloses the federated folder cited above as a type of “object.” Therefore, the above citation of “the add, del, and update operations only affect the object in the persistent store” supports that “deleting the persistent federated folder” is inherent disclosed in the cited method.
2. However, Chang does not describe the limitation of “federated folder...wherein the persistent federated folder has the ability to save a federated searcher result...” (page viii, Federated Folders section see below).

**Federated folders**

eClient now has the ability to organize documents and native folders from multiple repositories into a single federated folder and start that folder on a workflow. Federated folders also allows users to persistently store search results in the EIP federated database where users can retrieve them at any time. Full CRUD (create, retrieve, update, and delete) operations are available against these federated folders without re-indexing.

3. Therefore, it would have been obvious to one of ordinary skill in the art to modify the disclosure of Chang to utilize the new release of Content Manager Version 8.2 comprising federated folders to provide multi-searching and updating capabilities across a combination of heterogeneous datastores such as DB2.
4. In regard to claim 2, Chang in view of IBM discloses modifying the members list comprises adding at least one new member (page 6, [0088]). Therefore, it would have been obvious to one of ordinary skill in the art to modify the disclosure of Chang to utilize the new release of Content Manager Version 8.2 comprising federated folders to provide multi-searching and updating capabilities across a combination of heterogeneous datastores such as DB2.
5. In regard to claim 3, Chang in view of IBM discloses modifying the members list comprises removing at least one member (page 6, [0090]). Therefore, it would have been obvious to one of ordinary skill in the art to modify the disclosure of Chang to utilize the new release of Content Manager Version 8.2 comprising federated folders to provide multi-searching and updating capabilities across a combination of heterogeneous datastores such as DB2.
6. In regard to claim 4, Chang in view of IBM discloses selecting items in the plurality of entities as a result of a search (page 5, [0077]). Therefore, it would have been obvious to



one of ordinary skill in the art to modify the disclosure of Chang to utilize the new release of Content Manager Version 8.2 comprising federated folders to provide multi-searching and updating capabilities across a combination of heterogeneous datastores such as DB2.

7. In regard to claim 5, Chang in view of IBM discloses a user selecting items in the plurality of entities (page 5, [0072] and [0078]). Therefore, it would have been obvious to one of ordinary skill in the art to modify the disclosure of Chang to utilize the new release of Content Manager Version 8.2 comprising federated folders to provide multi-searching and updating capabilities across a combination of heterogeneous datastores such as DB2.
8. In regard to claim 6, Chang in view of IBM discloses an application selecting items in the plurality of entities (page 5, [0076]). Therefore, it would have been obvious to one of ordinary skill in the art to modify the disclosure of Chang to utilize the new release of Content Manager Version 8.2 comprising federated folders to provide multi-searching and updating capabilities across a combination of heterogeneous datastores such as DB2.
9. In regard to claim 7, Chang in view of IBM discloses saving (pages 11-12, [0164]-[0165], especially the "set Pid(Pid aPid) method) a persistent identifier reference (page 5, [0080], ItemId in the disclosed table) in the persistent federated folder for each of the items in the entities selected as a result of the search (page 5, [0077]). Therefore, it would have been obvious to one of ordinary skill in the art to modify the disclosure of Chang to utilize the new release of Content Manager Version 8.2 comprising federated

folders to provide multi-searching and updating capabilities across a combination of heterogeneous datastores such as DB2.

10. In regard to claim 8, Chang in view of IBM discloses saving (pages 11-12, [0164]-[0165], especially the “set Pid(Pid aPid) method) a persistent identifier reference (page 5, [0080], ItemId in the disclosed table) in the persistent federated folder for each of the items in the entities selected as a result of the user (page 5, [0072] and [0078]).

Therefore, it would have been obvious to one of ordinary skill in the art to modify the disclosure of Chang to utilize the new release of Content Manager Version 8.2 comprising federated folders to provide multi-searching and updating capabilities across a combination of heterogeneous datastores such as DB2.

11. In regard to claim 9, Chang in view of IBM discloses saving (pages 11-12, [0164]-[0165], especially the “set Pid(Pid aPid)” method) a persistent identifier reference (page 5, [0080], ItemId in the disclosed table) in the persistent federated folder for each of the items in the entities selected as a result of the user (page 5, [0076]). Therefore, it would have been obvious to one of ordinary skill in the art to modify the disclosure of Chang to utilize the new release of Content Manager Version 8.2 comprising federated folders to provide multi-searching and updating capabilities across a combination of heterogeneous datastores such as DB2.

12. In regard to claim 10, Chang in view of IBM discloses deleting the persistent federated folder does not delete items referenced in the persistent federated folder (page 14, [0232]). It is noted that Chang discloses the federated folder cited above as a type of “object” (page 6, [0081]). The objects reference the entities (page 5, [0080]) in the



digital library (DL) (page 1, [0012]-[0013]). Therefore, the above citation of “the add, del, and update operations only affect the object in the persistent store; they do not change the copy in main memory” supports that “deleting the persistent federated folder delete items referenced in the persistent federated folder” is inherent disclosed in the cited method. Therefore, it would have been obvious to one of ordinary skill in the art to modify the disclosure of Chang to utilize the new release of Content Manager Version 8.2 comprising federated folders to provide multi-searching and updating capabilities across a combination of heterogeneous datastores such as DB2.

13. In regard to claim 11, Chang in view of IBM discloses the persistent federated folder contains at least one persistent federated folder (page 5, [0080]). Therefore, it would have been obvious to one of ordinary skill in the art to modify the disclosure of Chang to utilize the new release of Content Manager Version 8.2 comprising federated folders to provide multi-searching and updating capabilities across a combination of heterogeneous datastores such as DB2.
14. In regard to claim 12, Chang in view of IBM discloses the persistent federated folder contains members from entities originating from heterogenous datastores (Abstract etc. and page 2, [0019]). Therefore, it would have been obvious to one of ordinary skill in the art to modify the disclosure of Chang to utilize the new release of Content Manager Version 8.2 comprising federated folders to provide multi-searching and updating capabilities across a combination of heterogeneous datastores such as DB2.
15. In regard to claim 13, Chang in view of IBM discloses the persistent federated folder contains members from an entity of the persistent federated folder (page 5, [0077] and

[0080]). Therefore, it would have been obvious to one of ordinary skill in the art to modify the disclosure of Chang to utilize the new release of Content Manager Version 8.2 comprising federated folders to provide multi-searching and updating capabilities across a combination of heterogeneous datastores such as DB2.

16. In regard to claim 14, Chang in view of IBM discloses the persistent federated folder integrates seamlessly within the federated content management system allowing a federated query to operate transparently (page 2, [0015]) with respect to a client (page 2, [0020]-[0027]). Therefore, it would have been obvious to one of ordinary skill in the art to modify the disclosure of Chang to utilize the new release of Content Manager Version 8.2 comprising federated folders to provide multi-searching and updating capabilities across a combination of heterogeneous datastores such as DB2.

17. In regard to claim 15, Chang in view of IBM disclose the persistent federated folder system limits access rights of users according to users' general privileges (page 18, [0318]-[0319]). Therefore, it would have been obvious to one of ordinary skill in the art to modify the disclosure of Chang to utilize the new release of Content Manager Version 8.2 comprising federated folders to provide multi-searching and updating capabilities across a combination of heterogeneous datastores such as DB2.

18. In regard to claim 16, Chang in view of IBM discloses providing administrative support for creating, mapping, and administering the persistent federated folder (page 27, [0519], to page 33, [0676], especially the Supporting classes beginning at [0522]). Therefore, it would have been obvious to one of ordinary skill in the art to modify the disclosure of Chang to utilize the new release of Content Manager Version 8.2 comprising federated

folders to provide multi-searching and updating capabilities across a combination of heterogeneous datastores such as DB2.

19. In regard to claims 17-28, Chang in view of IBM discloses the above-cited method has been implemented in a computer program product and system (page 3, [0039], to page 4, [0061]). Specific to claims 24-28, the recitation of “mean for...” has been interpreted as Applicant’s attempt to invoke 35 U.S.C. 112, sixth paragraph. However, the instant disclosure does not specifically define the structures necessary for each “means for...” limitation. Therefore, the system cited above has been interpreted as comprising the respective “means for” limitations as exemplified by the instant specification (page 13, [0046], to page 17, [0060]).

20. In regard to claims 31 and 32, Chang in view of IBM describes the federated folder is defined using a query expression executable in the federated datastore (page 24, [0465], especially, “manages a virtual collection of DDOs 28. The collection is a result set of a query submitted to the datastore. Each element of the collection does not materialize until a datastore fetch operation is executed”). Therefore, it would have been obvious to one of ordinary skill in the art to modify the disclosure of Chang to utilize the new release of Content Manager Version 8.2 comprising federated folders to provide multi-searching and updating capabilities across a combination of heterogeneous datastores such as DB2.

### CONCLUSION

21. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP

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§ 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

22. A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

23. Patent applicants with problems or questions regarding electronic images that can be viewed in the Patent Application Information Retrieval system (PAIR) can now contact the USPTO's Patent Electronic Business Center (Patent EBC) for assistance.

Representatives are available to answer your questions daily from 6 am to midnight (EST). The toll free number is (866) 217-9197. When calling please have your application serial or patent number, the type of document you are having an image problem with, the number of pages and the specific nature of the problem. The Patent Electronic Business Center will notify applicants of the resolution of the problem within 5-7 business days. Applicants can also check PAIR to confirm that the problem has been corrected. The USPTO's Patent Electronic Business Center is a complete service center supporting all patent business on the Internet. The USPTO's PAIR system provides Internet-based access to patent application status and history information. It also enables

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applicants to view the scanned images of their own application file folder(s) as well as general patent information available to the public.

24. For all other customer support, please call the USPTO Call Center (UCC) at 800-786-9199. The USPTO's official fax number is 571-272-8300.

25. Any inquiry concerning this communication or earlier communications from the examiner should be directed to C. Dune Ly, whose telephone number is (571) 272-0716.

The examiner can normally be reached on Monday-Friday from 8 A.M. to 4 P.M.

26. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Tim Vo, can be reached on (571) 272-3642.

C. Dune Ly  
Patent Examiner

4/2/07